Agenda Date: 9/22/04 Agenda Item: IV p



STATE OF NEW JERSEY

Board of Public Utilities Two Gateway Center Newark, NJ 07102 www.bpu.state.nj.us

<u>TELECOMMUNICATIONS</u>

IN THE MATTER OF THE PETITION OF UNITED)
TELEPHONE COMPANY OF NEW JERSEY, INC.)
FOR REVISION OF TARIFF N.J.B.P.U. NO. 3 TO)
STANDARDIZE TERM DISCOUNT PLANS AND)
TERMINATION LIABILITY CHARGES)

DOCKET NO. TT03010076

(SERVICE LIST ATTACHED)

BY THE BOARD:

On January 30, 2003, United Telephone Company of New Jersey, Inc. (Petitioner) filed a petition with the Board of Public Utilities (Board) to standardize Term Discount Plans (TDPs) for Frame Relay Service, LightLink® and ATM and to standardize Termination Liability Charges for Frame Relay Service, ISDN-PRI and ATM.

Although the standardized charges in some cases represent a higher termination fee from the previous termination liability charge, petitioner has requested the changes only apply to new customers. Existing customers currently under a TDP will be grandfathered so that only pre-existing regulations regarding TDPs and Termination Liability charges will apply to these existing customers. Month-to-month customers are not affected.

The areas in which the regulations are being standardized include:

- 1. The remaining liability for charges when a TDP is disconnected prior to termination of the contract (a one time charge of 50% of the sum of the remaining payments which would have been due.)
- 2. The conditions under which termination liability charges can be waived:
 - a. Any future rate increase equal to or greater than 10% of the current price for these services.
 - b. If the customer upgrades to a next generation service or service available only in the interstate tariff.

Rates, terms and conditions will not change for existing customers with a TDP. This proposal has no adverse affect on Petitioner's ability to provide safe, adequate, or proper service. The Board therefore <u>FINDS</u> that petitioner's request should be granted and <u>HEREBY APPROVES</u> Petitioner's request.

DATED: 9/23/64

BOARD OF PUBLIC UTILITIES BY:

JEANNE M. FOX

PRESIDENT

FREDERICK F. BUTLER COMMISSIONER

CONNIE O. HUGHES COMMISSIONER

ATTEST:

KRISTI IZZO SECRETARY Hard J. Ellurg Ly

COMMISSIONER

JACK/ALTER/ COMMISSIONER

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities

SERVICE LIST

Docket No. TT03010076

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